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UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

U. S. DISTRICT COURT  
EASTERN DISTRICT OF MO  
CHAIRMAN

Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

MEMBERS:

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

Judge Anthony J. Scirica  
United States Court of Appeals  
Third Circuit

DIRECT REPLY TO:

Jeffery N. Lüthi  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax: [202] 502-2888

<http://www.jpml.uscourts.gov>

June 20, 2006

James G. Woodward, Clerk  
3.300 Thomas F. Eagleton U.S. Courthouse  
111 South Tenth Street  
St. Louis, MO 63102-1116

Re: MDL-1553 -- In re Silica Products Liability Litigation

*Dwight R. Johnson v. 3M Co.*, E.D. Missouri, C.A. No. 4:05-1357 *DDN*  
*Dwight Parker v. 3M Co.*, E.D. Missouri, C.A. No. 4:05-1358 *TCM*

Dear Mr. Woodward:

I am enclosing a certified copy of an order filed today by the Panel involving the above-captioned matter.

Very truly,

Jeffery N. Lüthi  
Clerk of the Panel

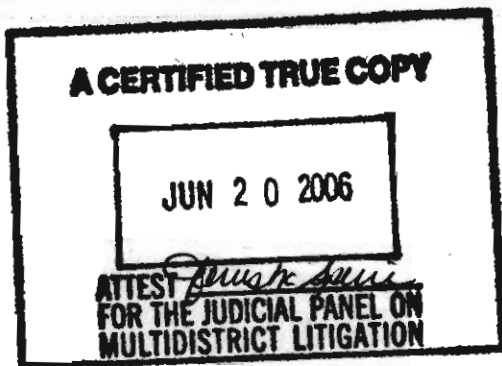
By  Deputy Clerk

Enclosure

cc: Transferee Judge: Judge Janis Graham Jack  
Transferor Judges: Judge Thomas C. Mummert, III; Judge David D. Noce

JPML Form 87





JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUN 20 2006

FILED  
CLERK'S OFFICE

**DOCKET NO. 1553**

***BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION***  
***IN RE SILICA PRODUCTS LIABILITY LITIGATION***

*Dwight R. Johnson v. 3M Co., E.D. Missouri, C.A. No. 4:05-1357*  
*Dwight Parker v. 3M Co., E.D. Missouri, C.A. No. 4:05-1358*

***BEFORE WM. TERRELL HODGES, CHAIRMAN, JOHN F. KEENAN, D.  
LOWELL JENSEN, J. FREDERICK MOTZ, ROBERT L. MILLER, JR.,  
KATHRYN H. VRATIL AND DAVID R. HANSEN, JUDGES OF THE PANEL***

***ORDER VACATING CONDITIONAL TRANSFER ORDER***

Presently before the Panel are motions, pursuant to Rule 7.4, R.P.J.P.M.L., 199 F.R.D. 425, 435-36 (2001), by plaintiff in each action and the sole defendant in both actions, 3M Co., to vacate the Panel's orders conditionally transferring these actions to the Southern District of Texas for inclusion in MDL-1553 proceedings.

On the basis of the papers filed and hearing session held, the Panel finds that inclusion of these two actions in MDL-1553 is not appropriate in light of the unanimous opposition of all parties to inclusion of the actions in Section 1407 proceedings and the fact that MDL-1553 proceedings are winding down.

IT IS THEREFORE ORDERED that the Panel's conditional transfer orders designated as "CTO-16" (filed on March 3, 2006) and "CTO-17" (filed on March 14, 2006) are VACATED.

FOR THE PANEL:

Wm. Terrell Hodges  
Chairman



JUN 28 2006

FILED  
CLERK'S OFFICE

**DOCKET NO. 1553**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE SILICA PRODUCTS LIABILITY LITIGATION**

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FOR THE PANEL:



Wm. Terrell Hodges  
Chairman



**JUDICIAL PANEL ON MULTIDISTRICT LITIG**

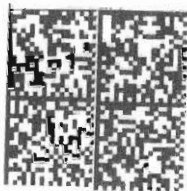
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